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**MAIL STOP APPEAL
PATENT
8012-1149**

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response filed
June 16, 2006*

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicants: YAMAMOTO et al. Confirmation No. 5317
Appeal No.: 2006-2079 Art Unit: 1616
Serial No.: 08/913,056
Filed: October 22, 1997
For: MUCOSAL PREPARATION CONTAINING PHYSIOLOGICALLY ACTIVE PEPTIDE

RESPONSE TO DOCKETING NOTICE

Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

June 16, 2006

Sir:

This is responsive to the Docketing Notice mailed May 27, 2006, and the instructions provided by Dale Shaw in a telephone conference on June 16, 2006, in connection with the above-identified appeal. Contrary to the indication in the Notice, Appellants filed a Reply Brief and Request for Oral Hearing on December 15, 2003, and subsequently received an order mailed by the Board of Patent Appeals and Interferences on January 22, 2004, remanding the case to the Examiner. Copies can be found in PAIR. Accordingly, a corrected Docketing Notice is respectfully requested.

Appellants hereby request any required extension of the time not otherwise requested and hereby authorize the Commissioner to charge any prescribed fee not otherwise paid, including processing, extension, and extra claims fees, to Deposit Account No. 25-0120.

Respectfully submitted,
YOUNG & THOMPSON

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Certificate of Transmission: I, Roseanna Kaplan, hereby certify that this correspondence is being transmitted via telecopier to the U.S. Patent and Trademark Office on June 16, 2006.